

HOUSE BILL 587

C2

5lr1953

By: **Delegate Davis**

Introduced and read first time: February 12, 2015

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 15, 2015

CHAPTER _____

1 AN ACT concerning

2 **State Board of Barbers – Limited License – Barber–Stylist**

3 FOR the purpose of establishing a barber–stylist limited license under the State Board of
4 Barbers; requiring the Board to adopt regulations to set certain curriculum
5 standards for certain students; requiring an individual to obtain a barber–stylist
6 limited license before providing barber–stylist services, subject to certain exceptions;
7 authorizing a certain student to provide barber–stylist services in certain settings
8 without a limited license, under certain circumstances; establishing certain
9 qualifications for applicants for a barber–stylist limited license; authorizing the
10 Board to credit certain training and experience, subject to certain limitations, toward
11 the qualifications for licensure as a barber–stylist; requiring an applicant for a
12 barber–stylist limited license to pass a certain examination, subject to certain
13 exceptions; authorizing the Board to waive certain examination requirements under
14 certain circumstances; providing for the scope of practice for a barber–stylist limited
15 license; requiring a licensee to display a barber–stylist limited license in a certain
16 manner; providing for the administration of certain penalties; providing for the
17 provision of barber–stylist services as part of the scope of practice for an apprentice
18 barber; prohibiting a person from taking certain actions without holding a
19 barber–stylist limited license, subject to certain exceptions; prohibiting a person
20 from providing barber–stylist services outside certain places except under certain
21 circumstances; defining certain terms; and generally relating to a limited license to
22 provide barber–stylist services.

23 BY repealing and reenacting, with amendments,
24 Article – Business Occupations and Professions

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Section 4–101, 4–206, 4–301, 4–301.1, 4–301.2, 4–302, 4–305, 4–306, 4–307, 4–309,
2 4–313, 4–314, 4–404, 4–509, 4–601, 4–604, and 4–605
3 Annotated Code of Maryland
4 (2010 Replacement Volume and 2014 Supplement)

5 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
6 That the Laws of Maryland read as follows:

7 **Article – Business Occupations and Professions**

8 4–101.

9 (a) In this title the following words have the meanings indicated.

10 (b) “Apprentice barber” means an individual who, under the supervision of a
11 master barber, is learning to practice barbering **OR TO PROVIDE BARBER–STYLIST**
12 **SERVICES** in a barbershop that holds a barbershop permit.

13 (c) “Barber” means an individual who practices barbering.

14 **(D) “BARBER–STYLIST” MEANS AN INDIVIDUAL WHO PROVIDES**
15 **BARBER–STYLIST SERVICES.**

16 **[(d)] (E)** (1) “Barbershop” means any commercial establishment, except a
17 beauty salon, in which an individual practices barbering **OR PROVIDES BARBER–STYLIST**
18 **SERVICES.**

19 (2) “Barbershop” does not include a clinic in a barber school.

20 **[(e)] (F)** “Barbershop permit” means a permit issued by the Board to operate a
21 barbershop.

22 **[(f)] (G)** “Board” means the State Board of Barbers.

23 **[(g)] (H)** (1) “License” means, unless the context requires otherwise, a license
24 issued by the Board to practice barbering **OR TO PROVIDE BARBER–STYLIST SERVICES.**

25 (2) “License” includes, unless the context requires otherwise, each of the
26 following licenses:

27 (i) a master barber license; **[and]**

28 (ii) a barber license; **AND**

29 **(III) A BARBER–STYLIST LIMITED LICENSE.**

1 **(I) (1) “LIMITED LICENSE” MEANS A LICENSE ISSUED BY THE BOARD TO**
2 **PRACTICE BARBERING AS LIMITED IN § 4-301 OF THIS TITLE.**

3 **(2) “LIMITED LICENSE” INCLUDES, UNLESS THE CONTEXT REQUIRES**
4 **OTHERWISE, A LIMITED LICENSE TO PROVIDE BARBER-STYLIST SERVICES.**

5 **[(h)] (J) “Master barber” means a barber who:**

6 (1) has at least 15 months experience as a licensed barber; and

7 (2) has passed a test approved by the Board.

8 **[(i)] (K) (1) “Practice barbering” means to provide to an individual for**
9 **compensation the service of:**

10 (i) cutting, razor cutting, styling, relaxing, body waving,
11 shampooing, or coloring the hair;

12 (ii) shaving or trimming the beard;

13 (iii) massaging the face;

14 (iv) designing, fitting, or cutting a hairpiece; or

15 (v) performing any other similar procedure on the hair, beard, face,
16 or hairpiece of the individual.

17 (2) “Practice barbering” does not include:

18 (i) the mere sale of wigs or hairpieces; or

19 (ii) the services performed by an employee under the supervision of
20 a master barber in a barbershop that holds a barbershop permit that are restricted to:

21 1. shampooing;

22 2. removal of a hair solution;

23 3. sterilization of equipment; or

24 4. similar activities.

25 **(L) “PROVIDE BARBER-STYLIST SERVICES” MEANS TO PROVIDE TO AN**
26 **INDIVIDUAL FOR COMPENSATION THE SERVICE OF:**

27 **(1) CUTTING, RAZOR CUTTING, OR STYLING THE HAIR;**

1 **(2) SHAVING OR TRIMMING THE BEARD;**

2 **(3) MASSAGING THE FACE; OR**

3 **(4) PERFORMING ANY OTHER SIMILAR PROCEDURE ON THE HAIR,**
4 **BEARD, OR FACE OF THE INDIVIDUAL.**

5 4-206.

6 (a) (1) In addition to any powers set forth elsewhere, the Board may adopt any
7 regulation to carry out this title.

8 (2) (i) The Board shall establish reasonable fees for examinations,
9 licensing, licensing renewal, reinstatement, certification, applications, preopening
10 inspections, per diem fees for Board members, compensation for inspectors appointed by
11 the Board, and any other service performed by the Board necessary to carry out the
12 provisions of this title.

13 (ii) 1. Except for examination fees which the Board shall
14 establish in amounts not to exceed the costs of the required examinations and subject to
15 subparagraph 2 of this subparagraph, the fees established by the Board shall be set in
16 a manner that will produce funds sufficient to cover the actual direct and indirect costs of
17 regulating the barber industry in this State in accordance with the provisions of this title.

18 2. The Board may not set fees for licensing and license
19 renewals that exceed \$50.

20 (iii) The total cost of regulating the barber industry in this State in
21 accordance with the provisions of this title may not be more than the revenues generated
22 by the fees established under subparagraph (i) of this paragraph.

23 (b) (1) The Board shall adopt regulations that establish detailed curriculum
24 standards for use by the State Board of Education or the Maryland Higher Education
25 Commission in approving applications for instruction in the practice of barbering **AND THE**
26 **PROVISION OF BARBER-STYLIST SERVICES** at public schools or private career schools.

27 (2) The curriculum standards established under paragraph (1) of this
28 subsection shall:

29 (i) incorporate modern methods and practices **FOR THE PRACTICE**
30 of barbering **AND THE PROVISION OF BARBER-STYLIST SERVICES;**

31 (ii) include a reference to each topic and the emphasis of each topic
32 required of a comprehensive barbering **AND BARBER-STYLIST** curriculum; and

1 (iii) be reviewed and updated periodically as determined by the
2 Board.

3 (c) In addition to any duties set forth elsewhere, the Board shall administer and
4 enforce this title.

5 4-301.

6 (a) Except as otherwise provided in this title, an individual shall be licensed by
7 the Board to practice barbering before the individual may practice barbering in the State.

8 **(B) IF AN INDIVIDUAL HOLDS THE APPROPRIATE BARBER-STYLIST LIMITED**
9 **LICENSE, THE INDIVIDUAL MAY PRACTICE BARBERING IN A MANNER LIMITED TO**
10 **PROVIDING BARBER-STYLIST SERVICES.**

11 **[(b)] (C)** This section does not apply to:

12 (1) a student while the student practices barbering **OR PROVIDES**
13 **BARBER-STYLIST SERVICES** in accordance with § 4-301.1 or § 4-301.2 of this subtitle;

14 (2) a registered apprentice barber; or

15 (3) an individual authorized in the discretion of the Board to practice
16 barbering **OR TO PROVIDE BARBER-STYLIST SERVICES** under special circumstances.

17 4-301.1.

18 (a) (1) Subject to the provisions of this subsection, a student who has
19 completed at least 80 hours of training at a school of barbering may practice barbering **OR**
20 **PROVIDE BARBER-STYLIST SERVICES**, without a license, at the school.

21 (2) A student may practice barbering **OR PROVIDE BARBER-STYLIST**
22 **SERVICES** under this subsection only:

23 (i) in the course of the practical work required as part of the training
24 of the student;

25 (ii) while the student is under the direct supervision of a teacher who
26 meets the requirements established by the Department of Education for public school
27 programs or the Maryland Higher Education Commission for private school programs; and

28 (iii) if the individual to whom a service is to be provided agrees to the
29 service after being informed that a student in training is to provide the service.

1 (b) (1) Subject to the provisions of this subsection, a student who has
2 completed at least 850 hours of training at a school of barbering may practice barbering **OR**
3 **PROVIDE BARBER-STYLIST SERVICES**, without a license, in a:

4 (i) hospital;

5 (ii) nursing home; or

6 (iii) correctional facility that does not house a barber school.

7 (2) A student may practice barbering **OR PROVIDE BARBER-STYLIST**
8 **SERVICES** under this subsection only:

9 (i) in the course of the practical work required as part of the training
10 of the student;

11 (ii) while the student is under the direct supervision of a teacher who
12 meets the requirements established by the Department of Education for public school
13 programs or the Maryland Higher Education Commission for private school programs; and

14 (iii) if the individual to whom a service is to be provided:

15 1. is confined to a hospital, nursing home, or correctional
16 facility that does not house a barber school; and

17 2. agrees to the service after being informed that a student
18 in training is to provide the service.

19 4-301.2.

20 (a) Subject to the provisions of this section, a student who has completed at least
21 850 hours of training while enrolled in public school courses in barbering may practice
22 barbering **OR PROVIDE BARBER-STYLIST SERVICES** without a license.

23 (b) A student may practice barbering **OR PROVIDE BARBER-STYLIST**
24 **SERVICES** under this section only if the student:

25 (1) is enrolled in an approved barbering program and has a record of
26 satisfactory school performance and school attendance, as determined by the local
27 education agency;

28 (2) has a letter of authorization signed by the student's teacher or
29 work-study coordinator, to practice barbering **OR TO PROVIDE BARBER-STYLIST**
30 **SERVICES** in a specific licensed barbershop;

1 (3) practices barbering **OR PROVIDES BARBER-STYLIST SERVICES** only
2 in that specific licensed barbershop; and

3 (4) while practicing barbering **OR PROVIDING BARBER-STYLIST**
4 **SERVICES**, works under the direct supervision of an individual who is a licensed master
5 barber who agrees to periodically report on the progress of the student to the barbering
6 teacher or the work-study coordinator.

7 (c) Under this section, there may not be more than one student working under
8 the supervision of a licensed master barber.

9 (d) A barbershop may pay a student for work authorized under this section.

10 (e) A student authorized under this section to practice barbering **OR TO PROVIDE**
11 **BARBER-STYLIST SERVICES** without a license shall conspicuously display a letter of
12 authorization, as required by this section, at the student's work station in the specified
13 licensed barbershop.

14 4-302.

15 (a) To qualify for a license to practice barbering **OR A BARBER-STYLIST**
16 **LIMITED LICENSE**, an applicant shall be an individual who meets the requirements of this
17 section.

18 (b) (1) An applicant for a barber license shall have completed successfully:

19 (i) a required program of at least 1,200 hours of training in a barber
20 school that is approved by the State Department of Education or the Maryland Higher
21 Education Commission, in consultation with the Board; or

22 (ii) an apprenticeship of at least 2,250 hours within 2 years in a
23 barbershop that holds a barbershop permit under the supervision of a master barber.

24 (2) If the applicant for a barber license is an individual trained and
25 currently licensed as a cosmetologist in the State, the Board shall:

26 (i) credit the applicant with having met one-half of the training
27 requirement of paragraph (1) of this subsection; and

28 (ii) determine the manner in which the credit will be applied.

29 (3) The Board may credit an applicant with the number of hours of training
30 the applicant completes in a barber school toward the number of hours required for an
31 apprenticeship if the barber school where the applicant completes the training:

32 (i) is located in a detention center or correctional facility; and

1 (ii) 1. is approved by the State Department of Education or the
2 Maryland Higher Education Commission; or

3 2. has a curriculum similar to one that is approved by the
4 State Department of Education or the Maryland Higher Education Commission.

5 (4) The Board may not credit more than 600 hours of training to an
6 individual under paragraph (3) of this subsection.

7 (C) (1) AN APPLICANT FOR A BARBER-STYLIST LIMITED LICENSE SHALL
8 HAVE COMPLETED SUCCESSFULLY:

9 (I) A REQUIRED PROGRAM OF AT LEAST 900 HOURS OF
10 TRAINING IN A BARBER SCHOOL THAT IS APPROVED BY THE STATE DEPARTMENT
11 OF EDUCATION OR THE MARYLAND HIGHER EDUCATION COMMISSION, IN
12 CONSULTATION WITH THE BOARD; OR

13 (II) AN APPRENTICESHIP OF AT LEAST 1,650 HOURS WITHIN 18
14 MONTHS IN A BARBERSHOP THAT HOLDS A BARBERSHOP PERMIT UNDER THE
15 SUPERVISION OF A MASTER BARBER.

16 (2) IF THE APPLICANT FOR A BARBER-STYLIST LICENSE IS AN
17 INDIVIDUAL TRAINED AND CURRENTLY LICENSED AS A COSMETOLOGIST IN THE
18 STATE, THE BOARD SHALL:

19 (I) CREDIT THE APPLICANT WITH HAVING MET ONE-HALF OF
20 THE TRAINING REQUIREMENT OF PARAGRAPH (1) OF THIS SUBSECTION; AND

21 (II) DETERMINE THE MANNER IN WHICH THE CREDIT WILL BE
22 APPLIED.

23 (3) THE BOARD MAY CREDIT AN APPLICANT WITH THE NUMBER OF
24 HOURS OF TRAINING THE APPLICANT COMPLETES IN A BARBER SCHOOL TOWARD
25 THE NUMBER OF HOURS REQUIRED FOR AN APPRENTICESHIP IF THE BARBER
26 SCHOOL WHERE THE APPLICANT COMPLETES THE TRAINING:

27 (I) IS LOCATED IN A DETENTION CENTER OR CORRECTIONAL
28 FACILITY; AND

29 (II) 1. IS APPROVED BY THE STATE DEPARTMENT OF
30 EDUCATION OR THE MARYLAND HIGHER EDUCATION COMMISSION; OR

1 **2. HAS A CURRICULUM SIMILAR TO ONE THAT IS**
2 **APPROVED BY THE STATE DEPARTMENT OF EDUCATION OR THE MARYLAND**
3 **HIGHER EDUCATION COMMISSION.**

4 **(4) THE BOARD MAY NOT CREDIT MORE THAN 450 HOURS OF**
5 **TRAINING TO AN INDIVIDUAL UNDER PARAGRAPH (3) OF THIS SUBSECTION.**

6 **[(c)] (D)** An applicant for a master barber license shall have at least 15 months
7 of experience as a barber.

8 **[(d)] (E)** (1) Except as otherwise provided in this subtitle, an applicant for a
9 master barber license shall pass an examination given by the Board or the Board's designee
10 under this subtitle.

11 (2) Except as otherwise provided in this subtitle, an applicant for a barber
12 license shall pass an examination given by the Board or the Board's designee under this
13 subtitle.

14 **(3) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBTITLE, AN**
15 **APPLICANT FOR A BARBER-STYLIST LIMITED LICENSE SHALL PASS AN**
16 **EXAMINATION GIVEN BY THE BOARD OR THE BOARD'S DESIGNEE UNDER THIS**
17 **SUBTITLE.**

18 4-305.

19 (a) Subject to the provisions of this section and of § 4-306 of this subtitle, the
20 Board may waive any requirement of this subtitle for an individual who is licensed to
21 practice barbering **OR TO PROVIDE BARBER-STYLIST SERVICES** in another state.

22 (b) The Board may grant a waiver under this section only if the applicant:

23 (1) pays the examination fee required under § 4-303 of this subtitle;

24 (2) provides adequate evidence that the applicant has been licensed as a
25 **BARBER-STYLIST**, barber, or master barber, whichever is applicable, in another state for
26 at least the 6 months immediately preceding the filing of the application; and

27 (3) passes the applicable examination.

28 4-306.

29 (a) Subject to the provisions of this section, the Board may waive any examination
30 requirement of this subtitle for:

1 **(1)** an applicant for a master barber or a barber license who is licensed to
2 practice barbering in another state; **OR**

3 **(2)** **AN APPLICANT FOR A BARBER–STYLIST LIMITED LICENSE WHO IS**
4 **LICENSED TO PROVIDE BARBER–STYLIST SERVICES IN ANOTHER STATE.**

5 (b) The Board may grant a waiver under this section only if:

6 (1) the applicant pays the application fee set by the Board under § 4–206
7 and any applicable examination fee required under § 4–303 of this subtitle for any
8 examination requirement that is not waived by the Board;

9 (2) the applicant provides adequate evidence that the applicant:

10 (i) meets the qualifications otherwise required by this subtitle; and

11 (ii) became licensed in the other state after passing, in that or any
12 other state, an examination that is similar to the examination for which the applicant is
13 seeking the waiver;

14 (3) the applicant practiced barbering in the other state as a master barber
15 or barber **OR PROVIDED BARBER–STYLIST SERVICES IN THE OTHER STATE AS A**
16 **BARBER–STYLIST** during the 2 years immediately before applying in this State;

17 (4) the applicant provides:

18 (i) a notarized statement from a previous employer certifying that
19 the applicant has the experience required under item (3) of this subsection; or

20 (ii) if the applicant was self–employed, other proof that is acceptable
21 to the Board;

22 (5) the applicant submits a letter from the licensing board of the other state
23 certifying that the applicant is in good standing with the board of the other state; and

24 (6) the applicant certifies in writing that the applicant has read,
25 understands, and will comply with the provisions of this title and the regulations of the
26 Board.

27 4–307.

28 (a) Subject to the provisions of this section, the Board may waive the written part
29 of the master barber [or], barber, **OR BARBER–STYLIST** examination for an individual who
30 is licensed to practice barbering **OR TO PROVIDE BARBER–STYLIST SERVICES** in a
31 foreign country.

1 (b) Subject to subsection (c) of this section, the Board may grant a waiver under
2 this section only if the applicant:

3 (1) pays the examination fee required under § 4–303 of this subtitle that is
4 attributable to the practical part of the examination;

5 (2) passes the practical part of the master barber [or], barber, **OR**
6 **BARBER–STYLIST** examination given by the Board; and

7 (3) provides adequate evidence that, at the time the applicant was licensed
8 in the foreign country, the applicant was required to pass an examination and meet
9 qualifications that were substantially equivalent to those then required by the laws of this
10 State.

11 (c) To meet a minimum standard of training, the Board may require:

12 (1) an applicant licensed to practice barbering in a foreign country to
13 complete successfully a required program of training in the practice of barbering not
14 exceeding 1,200 hours; **OR**

15 (2) **AN APPLICANT LICENSED TO PROVIDE BARBER–STYLIST**
16 **SERVICES IN A FOREIGN COUNTRY TO COMPLETE SUCCESSFULLY A REQUIRED**
17 **PROGRAM OF TRAINING IN THE PROVISION OF BARBER–STYLIST SERVICES NOT**
18 **EXCEEDING 900 HOURS.**

19 4–309.

20 (a) Subject to § 4–605 of this title, while a master barber license is in effect, it
21 authorizes the licensee to:

22 (1) practice barbering; and

23 (2) supervise an apprentice barber.

24 (b) Subject to § 4–605 of this title, while a barber license is in effect, it authorizes
25 the licensee to practice barbering.

26 (c) **SUBJECT TO § 4–605 OF THIS TITLE, WHILE A BARBER–STYLIST LIMITED**
27 **LICENSE IS IN EFFECT, IT AUTHORIZES THE LICENSEE TO PROVIDE**
28 **BARBER–STYLIST SERVICES.**

29 4–313.

30 Each licensee shall display the license conspicuously in the barbershop where the
31 licensee practices barbering **OR PROVIDES BARBER–STYLIST SERVICES.**

1 4–314.

2 (a) (1) Subject to the hearing provisions of § 4–315 of this subtitle, the Board
3 may deny a license to any applicant, reprimand any licensee, or suspend or revoke a license
4 if the applicant or licensee:

5 (i) fraudulently or deceptively obtains or attempts to obtain a
6 license for the applicant or licensee or for another;

7 (ii) fraudulently or deceptively uses a license;

8 (iii) is incompetent;

9 (iv) habitually is intoxicated or under the influence of any drug;

10 (v) falsifies a record submitted to the Board;

11 (vi) fails to use proper sanitary methods while practicing barbering;

12 (vii) fails to keep a barbershop in a sanitary condition;

13 (viii) under the laws of the United States or of any state, is convicted
14 of:

15 1. a felony; or

16 2. a misdemeanor that is directly related to the fitness and
17 qualification of the applicant or licensee to practice barbering **OR TO PROVIDE**
18 **BARBER–STYLIST SERVICES**;

19 (ix) violates any provision of this title or any regulation adopted by
20 the Board under this title; or

21 (x) fails to pay a civil penalty imposed by the Board under § 4–608
22 of this title.

23 (2) (i) Instead of or in addition to reprimanding a licensee or
24 suspending or revoking a license under this subsection, the Board may impose a penalty
25 not exceeding \$300 for all violations cited on a single date.

26 (ii) To determine the amount of the penalty under this subsection,
27 the Board shall consider:

28 1. the seriousness of the violation;

29 2. the good faith of the violator;

1 3. the violator's history of previous violations;

2 4. the deleterious effect of the violation on the complainant,
3 the public, and the barber industry; and

4 5. any other factors relevant to the determination of the
5 financial penalty.

6 (3) The Board shall pay any penalty collected under this subsection into
7 the General Fund of the State.

8 (b) The Board shall consider the following facts in the granting, denial, renewal,
9 suspension, or revocation of a license or the reprimand of a licensee when an applicant or
10 licensee is convicted of a felony or misdemeanor described in subsection (a)(1)(viii) of this
11 section:

12 (1) the nature of the crime;

13 (2) the relationship of the crime to the activities authorized by the license;

14 (3) with respect to a felony, the relevance of the conviction to the fitness
15 and qualification of the applicant or licensee to practice barbering **OR TO PROVIDE**
16 **BARBER-STYLIST SERVICES**;

17 (4) the length of time since the conviction; and

18 (5) the behavior and activities of the applicant or licensee before and after
19 the conviction.

20 (c) The Board shall commence proceedings under this section on a complaint to
21 the Board by a member of the Board or any person.

22 (d) (1) A complaint shall:

23 (i) be in writing;

24 (ii) include the name and necessary contact information of the
25 individual filing the complaint, as determined by the Board;

26 (iii) state specifically the facts on which the complaint is based;

27 (iv) be submitted to the Executive Director of the Board; and

28 (v) be served on the person to whom it is directed:

29 1. personally; or

1 2. by certified mail, return receipt requested, bearing a
2 postmark from the United States Postal Service, to the person's last known address as
3 shown on the Board's records.

4 (2) If service is made by certified mail, the person who mails the document
5 shall file with the Board verified proof of mailing.

6 (3) If a complaint is made by any person other than a member of the Board,
7 the complaint shall be made under oath by the person who submits the complaint.

8 (e) (1) Except as provided in subsection (f) of this section, if the Board finds
9 that a complaint alleges facts that are adequate grounds for action under this section, the
10 Board shall act on the complaint as provided under § 4-315 of this subtitle to deny, suspend,
11 or revoke a license, reprimand a licensee, or assess a penalty.

12 (2) If the Board does not make the finding, the Board shall dismiss the
13 complaint.

14 (f) (1) If the Board makes the finding under subsection (e)(1) of this section
15 for a violation that relates to the sanitary practice of barbering **OR THE PROVISION OF**
16 **BARBER-STYLIST SERVICES**, the Board shall provide the licensee an opportunity to
17 correct the alleged violation.

18 (2) If the licensee fails to correct each alleged violation within 10 days of
19 written notification of the violation by the Board, the Board shall act on the complaint as
20 provided under § 4-315 of this subtitle.

21 (3) If the licensee corrects each alleged violation within 10 days of notice,
22 the Board shall:

23 (i) dismiss the complaint; and

24 (ii) provide the licensee written notification of the dismissal.

25 4-404.

26 (a) While registration as an apprentice barber is in effect, the registration
27 authorizes the individual to learn to practice barbering **OR TO LEARN TO PROVIDE**
28 **BARBER-STYLIST SERVICES**:

29 (1) in a:

30 (i) barbershop that holds a barbershop permit; or

31 (ii) beauty salon that holds a beauty salon permit; and

32 (2) under the supervision of a master barber.

1 (b) (1) An apprentice barber shall practice barbering **OR PROVIDE**
2 **BARBER-STYLIST SERVICES** only at the barbershop or beauty salon with a barbershop
3 permit issued under § 5-504 of this article.

4 (2) An apprentice barber may only be paid for work authorized under this
5 section performed while assisting a master barber in starting or completing an operation.
6 4-509.

7 (a) The owner shall designate a master barber to supervise each apprentice
8 barber who is learning to practice barbering **OR TO PROVIDE BARBER-STYLIST**
9 **SERVICES** in the barbershop.

10 (b) The owner or a designated master barber shall file monthly a report, on a form
11 supplied by the Board, that:

12 (1) states the progress of each apprentice barber employed by the
13 barbershop; and

14 (2) identifies the master barber supervising each apprentice barber.

15 (c) The owner and the master barber supervising an apprentice barber
16 immediately shall advise the Board in writing of:

17 (1) the date on which an apprentice barber ceases learning to practice
18 barbering **OR TO PROVIDE BARBER-STYLIST SERVICES** at the barbershop, temporarily
19 or permanently; and

20 (2) the reason for the cessation.

21 4-601.

22 (A) Except as otherwise provided in this title, a person may not practice, attempt
23 to practice, or offer to practice barbering in the State unless licensed by the Board to
24 practice barbering.

25 (B) **EXCEPT AS OTHERWISE PROVIDED IN THIS TITLE, A PERSON MAY NOT**
26 **PROVIDE, ATTEMPT TO PROVIDE, OR OFFER TO PROVIDE BARBER-STYLIST**
27 **SERVICES IN THE STATE UNLESS LICENSED BY THE BOARD TO PROVIDE**
28 **BARBER-STYLIST SERVICES.**

29 4-604.

30 (a) (1) Unless authorized under this title to practice barbering, a person may
31 not represent to the public, by use of a title, including "licensed barber", "master barber",

1 or “journey barber”, by description of services, methods, or procedures, or otherwise, that
2 the person is authorized to practice barbering in the State.

3 **(2) IF AN INDIVIDUAL IS AUTHORIZED UNDER THIS TITLE TO ENGAGE**
4 **IN THE LIMITED PRACTICE OF BARBERING, THE INDIVIDUAL MAY REPRESENT TO**
5 **THE PUBLIC THAT THE INDIVIDUAL IS AUTHORIZED TO PRACTICE BARBERING IN A**
6 **MANNER RESTRICTED TO THAT LIMITED PRACTICE.**

7 (b) Unless an establishment holds a barbershop permit under this title, a person
8 may not represent to the public, by title, by description of services, methods, or procedures,
9 or otherwise, that the establishment is a barbershop.

10 4–605.

11 (a) Except as provided in §§ 4–301.1 and 4–301.2 of this title and subsection (b)
12 of this section, a person may not practice barbering **OR PROVIDE BARBER–STYLIST**
13 **SERVICES** in any place other than:

14 (1) a barbershop that holds a barbershop permit under this title; or

15 (2) a beauty salon that holds a beauty salon permit under Title 5 of this
16 article.

17 (b) A licensed master barber [or a], licensed barber, **OR LICENSED**
18 **BARBER–STYLIST** may practice barbering **OR PROVIDE BARBER–STYLIST SERVICES AS**
19 **APPROPRIATE** outside a barbershop or beauty salon if:

20 (1) the master barber [or the], barber, **OR BARBER–STYLIST** is sponsored
21 by a barbershop that holds a barbershop permit or a beauty salon that holds a beauty salon
22 permit;

23 (2) the patron is a customer of the barbershop or the beauty salon;

24 (3) the implements transported to the site where barbering services **OR**
25 **BARBER–STYLIST SERVICES** will be performed are sanitized and disinfected;

26 (4) the sponsoring barbershop maintains complete records of all services
27 performed outside [of] the barbershop or the beauty salon; and

28 (5) Board inspectors are permitted to conduct inspections of:

29 (i) the implements used outside of the barbershop or the beauty
30 salon; and

31 (ii) the premises where the barbering services **OR**
32 **BARBER–STYLIST SERVICES** are performed.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2015.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.